

**ORDINANCE NO. 28441**

**AN ORDINANCE OF THE CITY OF SAN JOSÉ AMENDING ORDINANCE NO. 28349 TO APPROPRIATE MONIES IN THE SERVICES FOR REDEVELOPMENT CAPITAL PROJECTS FUND FOR THE SPARTAN KEYES PUBLIC ART PROJECT, FOR THE SOUTH FIRST STREET DEMONSTRATION PROJECT, AND FOR THE IMPROVEMENT DISTRICT 99-218SJ DEFERRAL OF ASSESSMENT FISCAL YEAR 2008-2009 PROJECT; AND PROVIDING THAT THIS ORDINANCE SHALL BECOME EFFECTIVE IMMEDIATELY UPON ADOPTION**

**WHEREAS**, it has been certified that there will be available for appropriation in the Services for Redevelopment Capital Projects Fund in the fiscal year 2008-2009 moneys in excess of those heretofore appropriated therefrom, said excess being at least \$272,055;

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SAN JOSÉ:**

SECTION 1. Section 20.55 of Ordinance No. 28349 is hereby amended to read as fully set forth on EXHIBIT "A," entitled "AMENDMENTS TO ORD. 28349," which is attached hereto and incorporated herein as though fully set forth in this Section of this Ordinance.

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SECTION 2. This ordinance shall become effective immediately upon adoption, pursuant to Section 605(c) of the Charter of the City of San José.

**ADOPTED** IN ACCORDANCE WITH CHARTER SECTIONS 605(c) and 1208  
this 4<sup>th</sup> day of November 2008, by the following vote:

AYES: CHIRCO, CHU, CONSTANT, LICCARDO, NGUYEN,  
OLIVERIO, PYLE, WILLIAMS; REED.

NOES: NONE.

ABSENT: CAMPOS, CORTESE.

DISQUALIFIED: NONE.

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CHUCK REED  
Mayor

ATTEST:

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LEE PRICE, MMC  
City Clerk